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Via Email (werner.leah@epa.com)

January 13, 2023

Leah Werner
Remedial Project Manager
U.S. EPA Region V
Superfund Division (SR-6J)
77 W. Jackson Blvd.
Chicago, IL 60604-3590

**Reference: Gary Development Landfill Superfund Site, Gary, Indiana
Administrative Settlement Agreement and Order on Consent for the Remedial
Investigation/Feasibility Study,
CERCLA Docket No. V-W-14-C-004
December 2022 Monthly Progress Report #104**

Dear Ms. Werner:

In fulfillment of the requirements of Section IX, Paragraph 32, of the Administrative Settlement Agreement and Order on Consent for the Remedial Investigation/Feasibility Study, CERCLA Docket No. V-W-14-C-004, the Respondents are submitting the December 2022 monthly progress report.

Should you have any questions or comments, please contact me or Bennie Underwood at (865) 691-5052.

Sincerely,
de maximis, inc.

A handwritten signature in blue ink that reads "Michael H. Samples".

Michael H. Samples
Alternate Project Coordinator

MHS:

Enclosure

cc: (via e-mail)

Stephanie Andrews, IDEM
Jeff Cahn, Esq., USEPA
David Rieser, Esq., K&L Gates
Bennie Underwood, *de maximis*
GDL Technical Committee

MONTHLY PROGRESS REPORT - #104

PROJECT NAME: Gary Development Landfill Superfund Site

PERIOD COVERED: December 2022

A. ACTIONS TAKEN TOWARD COMPLIANCE WITH THE SETTLEMENT AGREEMENT

- On December 21, 2022, representatives for the United States Environmental Protection Agency (EPA), and the Settling Work Parties (SWPs) participated in a routine project status meeting.
- With a transmittal dated December 27, 2022, and consistent with prior email and verbal notifications, the SWPs consultant (“Weaver Consultants Group” or “WCG”) provided notification to EPA regarding the transportation and disposal (T&D) of investigation derived waste (IDW). T&D activities occurred on December 29, 2022 by Safety-Kleen, the EPA-approved waste disposal contractor, with oversight by WCG.
- In a transmittal dated December 27, 2022, EPA provided the SWPs with comments on the Supplemental Source Area Investigation Work Plan (Work Plan), dated November 18, 2022. Per the Administrative Settlement Agreement and Order on Consent for the Remedial Investigation/Feasibility Study (AOC), and unless specified otherwise by EPA, a revised Work Plan is due to EPA no later than 15 days of receiving comments (i.e., January 11, 2023). However, based on ongoing discussions between EPA and the SWPs, it is anticipated that during the next reporting period the due date will be extended.

B. SAMPLING AND TESTING ACTIONS AND RESULTS

- With a transmittal dated December 27, 2022, EPA was presented with the laboratory analytical report and waste profiles associated with the November 7, 2022, samples of IDW for disposal characterization (see November 2022 Monthly Progress Report).

C/D. WORK PLANNED FOR NEXT TWO MONTHS AND SCHEDULE OF SIGNIFICANT ACTIVITIES / DELIVERABLES

- Discuss and respond to EPA’s December 2022 comments on the OU-1 Supplemental Source Area Investigation Work Plan, dated November 18, 2022.
- A routine project status call between representatives for EPA, Indiana Department of Environmental Management (IDEM), and the SWPs is tentatively scheduled for January 25, 2023.

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- Provide EPA with insurance information for the Respondents' EPA-approved Contractor (Weaver Consultants Group) as a means of complying with the requirements of the AOC as to insurance carried by members of the Respondents and/or the Group itself.
- Within 2 weeks of IDW disposal, documentation of the activities will be provided to EPA.

E. CHANGES IN RI/FS WORK PLANS OR ACTIVITIES

- Continue discussions with USEPA and IDEM regarding bifurcation of groundwater as a new and separate OU.

F. ENCOUNTERED / ANTICIPATED DELAYS

- None.

G. COMMUNITY RELATIONS ACTIVITIES

- None requested.